

**Tennessee Medical Laboratory Board
April 18, 2019**

Minutes

Meeting Date: April 18, 2019

Time: 9:00 AM CDT

Location: Tennessee Department of Health
Division of Health Licensure and Regulations
Metro Center Complex, Iris Room, Ground Floor
665 Mainstream Drive
Nashville, TN 37243

Members Present:

Patti J. Walton, MT-Hospital/Lab Mgr./Adm. Dir., Chair
LeeAnne Briggs MT- Medical Technologist Educator,
Board Vice-chair
Keisha Burnett, S.A.-Cytotechnologist
Mark A. Calarco, DO, Independent Lab Manager/Adm.
Tereyo M. Cox, MT-Medical-Technologist, General
Danielle Gibson, M.D., Pathologist Non-educator
Gaye G. Jolly, MT-Hospital Administrator
Michael Johnson, MT-Medical Technologist General
Jon Parham, DO Non-Pathologist Physician
Lynn Stewart, Citizen Representative
James A. Vaughn, MD-Pathologist Educator

Members Absent:

Carla M. Davis, MD-Pathologist
Stephanie Dolsen, MT Supervisor

Vacant Position: No vacant positions

Staff Present:

Lynda S. England, MT Consultant, Director
Nina V. Smith, MT Consultant Administrative Office
Kyonzte Hughes-Toombs, Deputy General OGC
Julia Daniels, MT Consultant/Surveyor ETRO
Taylor Carpenter, MT Consultant/Surveyor ETRO
Richard Carroll, MT Consultant/Surveyor MTRO
Susan Wilson, MT Consultant/Surveyor MTRO
Karon Hathcoat, MT Consultant/Surveyor WTRO
Debbie Haggard, MT Consultant/Surveyor WTRO

Staff Absent: Mary Hamblen, MT Consultant/Surveyor

CLIA Manager/Representative:	Sandra Bogard, MT CLIA Manager
Presiding Officer:	Patti Walton, MT, Chair
Call To Order:	The meeting was called to order at 9:05 am CDT by Board Chair Patti J. Walton.
Introduction of Board Members/Staff:	Board members and staff made their introductions to the audience and for the record. John Tidwell, the new Executive Director of the Health Related Boards, addressed the board briefly. The Board members extended their welcome to him.
Introduction: New Board Member	Danielle Gibson, M.D. Nashville, TN Pathologist Non-educator
Quorum:	Eleven board members were present which constitutes a quorum.
Approve Minutes	
P & E Committee Meeting	A motion to approve the January 16, 2019 Personnel & Education Committee minutes was made by Mr. Johnson. Second: Dr. Calarco Minutes: Approved
Full Board Meeting	A motion to approve the January 17, 2019 Board minutes was made by Mr. Johnson. Second: Dr. Calarco Board Minutes: Approved
Board Reports:	
Ratification of Initial Determinations P&E Committee Meeting:	Mr. Johnson reported the actions of the Personnel & Education Committee meeting, April 17, 2019. Motion to ratify Committee actions: Dr. Burnett Second: Ms. Briggs Report: Accepted as presented by Mr. Johnson.
Consent, Agreed Compliance Orders Letters of Reprimand	

Consent Orders

No consent orders presented.

Agreed Orders

No Agreed Orders presented.

Compliance Orders

No Compliance Orders presented.

Letters of Reprimand

No Letters of Reprimand presented.

Presentations to the Board:

**Tennessee Professional Peer Assistance
Program
(TNPAP):**

Ms. Elaine Eaton
TNPAP Representative

The statistical report for July 1, 2018-March 31, 2019 was presented by Ms. Eaton.

Two individuals were monitored during this time period, both with non-regulatory issues, both were reported by their employer.

One individual was referred following an arrest conviction issue while the other was referred because of an impairment and UDS workplace issue.

One case was closed because individual declined recommendation for TNPAP assistance.

Motion to accept the TNPAP report: Mr. Johnson
Second: Dr. Calarco
The TNPAP Report was accepted as given.

Note: Review of TNPAP materials via internet counts as clock hours toward continuing education credits.

A certificate of completion documenting review of these materials can be completed at the end of the session. Internet site: www.TNPAP.org

Financial Report
Noranda M. French
Presentation/Discussion

Ms. French gave the Mid-Year 2019 Fiscal Report to include expenditures and projections for the fiscal year.

Those values are comparable with those of the 2018 year end data with little change from year to year.

Motion: Dr. Parham
Second: Ms. Jolly
The Financial Report was accepted as given.

A copy of the report is on file in the administrative office.

Investigations Report
Lori L. Leonard
Disciplinary Coordinator
January-March 2019

Ms. Leonard's investigative report included the following:

Monitored Practitioners: (2019)

Four suspensions, two probation, one currently under board order.

Investigative Licensed Laboratory Personnel: (2019)

One new complaint:
one for mental impairment.

Four complaints closed:
two were Complaint Closed
one was Closed BIV, EMS, HCF, AW
one with Letter of Concern

Investigative Licensed Facilities: (2019)

Two new complaints:
two for unprofessional conduct.

Five complaints closed:
three were Insufficient
one with Warning Letter
one was Complaint Closed

Motion To Accept Report: Mr. Johnson
Second: Dr. Calarco

The Investigations Report was accepted as given.

Legislative Report
DOH Commissioner's Office

No report was given.

Point of Care Exemptions
1200-06-03-.16(1)

1. West Tennessee Healthcare
Dyersburg Hospital
400 East Tickle Street
Dyersburg, TN 38024

Shelia Bozwell, MT
Point of Care Coordinator

The following exemption request was granted: to permit state licensed Registered Respiratory Therapists, Registered Nurses, Registered Cardiovascular Invasive Specialists and Registered Radiology Technologists to perform and report total hemoglobin (tHb) and % oxyhemoglobin (%HbO) in the Cardiac Catherization Laboratory utilizing the Avoximeter 1000E.

Motion: Mr. Johnson

Second: Dr. Calarco

The exemption request was approved.

2. Baroness Erlanger Campus
975 East Third Street
Chattanooga, TN 37403

Rita Stewart
Laboratory Support Services
Coordinator

The following exemption request was granted: to permit state licensed Respiratory Care Therapists, Registered Nurses, Registered Radiological Technologists, Registered Cardiovascular Invasive Specialists and Cardiovascular Technologists to perform and report rapid co-oximetry results utilizing the ABL80 FLEX CO-OX OSM system.

The results of this testing will be performed and reported from the Cardiovascular Interventional Radiology Department, Emergency Department, Cardiovascular Intensive Care Unit, Pulmonary Function Testing Unit, and the Respiratory Care Department.

Motion: Dr. Vaughan

Second: Mr. Johnson

The exemption request was approved.

3. Baroness Erlanger East Campus
1755 Gunbarrel Road
Chattanooga, TN 37421

Rita Stewart
Laboratory Support Services
Coordinator

The following exemption request was granted: to permit state licensed Respiratory Care Therapists, Registered Nurses, Registered Radiological Technologists, Registered Cardiovascular Invasive Specialists and Cardiovascular Technologists to perform and report rapid co-oximetry results utilizing the ABL80 FLEX CO-OX OSM system.

The results of this testing will be performed and reported from the Cardiovascular Interventional Radiology Department, Emergency Department and the Respiratory Care Department.

Motion: Ms. Briggs

Second: Ms. Cox

The exemption request was approved.

4. Mid-South Transplant Foundation
8001 Centerview Parkway Suite 302
Cordova, TN 38018

Brett Loehmann, CHS, CHT, CTBS, BS
Laboratory Manager/Supervisor

The following exemption request was granted: to permit licensed Respiratory Therapists to perform and report sodium, potassium, chloride, BUN, glucose, TCO₂, creatinine and calcium (chemistries) plus hematocrit, pH, PCO₂, PO₂ and lactate utilizing the i-STAT instrument and methodology.

Motion: Dr. Vaughan

Second: Dr. Calarco

The exemption request was approved

**Direct More than Three (3) Labs:
1200-06-03-.13(5)**

No requests presented during the April meeting.

**Discuss, review, take action,
if needed:**

1. CE Broker
Marcia Mann
Partner Success Manager

Ms. Mann presented the benefits of using CE Broker to manage the continuing education requirements for the licensed personnel of the Medical Laboratory Board. The board members thought it would be beneficial for the licensees and made a motion to move forward with the process.

Motion: Mr. Johnson

Second: Dr. Gibson

2. Telepathology and Laboratory Practices
ARUP Laboratories
Salt Lake City, UT 84108

Janice Pinterics, MPH, Quality Manager of ARUP Laboratories sent an email inquiry to the administrative office staff to determine whether their employees in Tennessee would have to obtain laboratory facility licenses. These four cytogenetic technologists would be working at home and remotely accessing images that have been captured from digital microscopes in Utah. The cases are reviewed independently by another technologist and pre-reviewer before the final results are generated. The final reports are not generated from these Tennessee staff members, but their home offices will be listed on the ARUP reports.

The Board consensus was that the ARUP employees living in Tennessee were just part of the process. Since the final diagnosis would not be rendered by these four cytogenetic technologists, facility licenses were not needed for their home offices.

No vote was taken on this matter, however the board members decided that a task force meeting was necessary in the future to discuss digital imaging and remote work.

Motion: Mr. Johnson

Second: Dr. Vaughan

**Review Licensure of Medical
Laboratory Director:**

Xinjie Xu, Ph.D.
Holliday, UT 84124
Director: Cytogenetics & Molecular
Diagnostics

Dr. Xu was unable to attend due to unforeseen circumstances in Utah. The Board reviewed her application for Medical Laboratory Director.

Dr. Xu received her BS degree in Biological Sciences from Fudan University, Shanghai, China in 2004 and her Ph.D.

in Genetics from the University of Wisconsin-Madison in 2009.

Her post-doctoral training in Clinical Cytogenetics was completed at the University of Wisconsin-Madison from 2009-2011.

Her post-doctoral training in Clinical Molecular Genetics was completed at the Center for Human Genetics in Cambridge, MA from 2011-2013.

Dr. Xu is certified by the American Board of Medical Genetics and Genomics (ABMGG) in Clinical Cytogenetics and Genomics with an expiration date of December 31, 2022.

She is also certified in Clinical Molecular Genetics and Genomics with an expiration date of December 31, 2024.

Dr. Xu is seeking licensure as a Director of Cytogenetics & Molecular Diagnostics.

Motion: Dr. Calarco

Second: Ms. Briggs

License Approved

Reports or Requests from the Board Director:

Board Director's Report
Lynda S. England BS MT(ASCP)

The report included statistical data concerning the licensure of laboratory personnel, facilities, training programs licensure and health fair/health screening events.

Motion to approve report as given: Dr. Parham

Second: Ms. Cox

The Director's Report was accepted as given.

A copy of this report is kept on file in the administrative office.

Reinstatement of License:

No licenses were presented for reinstatement this quarter.

**Additions/Deletions
Board's Waived Test List:**

No requests for additions or deletions presented during this meeting.

**Reports or requests from the
Office of General Counsel:**

Board Attorney Report
Kyonzté Hughes-Toombs
Deputy General Counsel

Counsel Hughes-Toombs gave her report for the past quarter:

One open case is currently in the Office of General Counsel.

The re-write of the Rules Governing Medical Laboratory Personnel 1200-06-01 are still under internal review. There is currently a moratorium imposed by Governor Lee on rules that will expire in May 2019.

Motion to accept report as given: Mr. Johnson
Second: Ms. Briggs
The OGC Report was accepted as given.

**Regional Surveyors Reports:
Complaint Investigations
Proficiency Testing Events
Regional Offices:
East, Middle, West Tennessee**

ETRO Report
Taylor Carpenter, MT
Consultant/Surveyor

East TN Regional Office: January 01-March 31, 2019
Complaint Investigations: One (in process)
Unsuccessful Proficiency Testing: Zero

MTRO Report
Richard Carroll, MT
Consultant/Surveyor

Middle TN Regional Office: January 01-March 31, 2019
Complaint Investigations: Zero
Unsuccessful Proficiency Testing: Three
Three Facilities have pending acceptable Plans of Correction.

WTRO Report
Debbie Haggard, MT
Consultant/Surveyor

West TN Regional Office: January 01-March 31, 2019
Complaint Investigations: Zero
Unsuccessful Proficiency Testing : Zero

Motion to accept regional surveyor reports:
Mr. Johnson
Second: Dr. Parham

Surveyor reports accepted as presented

**Board Ratifications
Initial Facility Applications:**

1. Innovative Pathology Services
2018 Clinch Avenue 6th Floor North
Histology Room
Knoxville, TN 37916

Specialties: Histopathology, Oral Pathology,
Cytopathology (Gyn and non-Gyn)

Medical Laboratory Director:
Richard R. Sances II, M.D.
ABP/Anatomic-Clinical Pathology
ABP/Pediatric Pathology

Surveyor: Julia Daniels, MT Consultant II/ETRO

Motion: Dr. Calarco
Second: Dr. Gibson
License Approved.

2. HCA Health Services of Tennessee, Inc.
d/b/a TriStar Mount Juliet ER
100 Wilfong Parkway
Mount Juliet, TN 37122

Specialties: Bacteriology (limited), Virology (limited),
Hematology, General Immunology, Clinical Chemistry,
Urinalysis, Endocrinology, Toxicology, Blood Gas and pH.

Medical Laboratory Director:
Claude R. Velasco, M.D.
ABP/Anatomic-Clinical Pathology

Surveyor: Richard Carroll, MT Consultant II/MTRO

Motion: Dr. Calarco
Second: Ms. Briggs
License Approved.

3. Nautic Medical Laboratory
6700 Baum Drive, Suite 18
Knoxville, TN 37919

Specialties: Bacteriology, Hematology, General
Immunology, Clinical Chemistry, Urinalysis,
Endocrinology, and Toxicology.

Medical Laboratory Director:
Jeremy G. Vincent, M.D.
ABP/Anatomic-Clinical Pathology
ABP/Dermatopathology

Surveyor: Taylor Carpenter, MT Consultant I/ETRO

There was not a licensed supervisor at this facility at the time of this board meeting. Dr. Vincent was serving as the supervisor and the director. The board wanted a written proposal of the days and times that Dr. Vincent planned on being at the laboratory presented to the administrative office by next Thursday, April 25, 2019.

The motion was made to approve the initial license of the facility pending receipt of a plan of corrective action outlining how the supervisor situation was going to be

rectified. The facility would have to cease testing if the plan of correction action was not submitted to the administrative office by Thursday, April 25, 2019.

Motion: Dr. Calarco
Second: Ms. Briggs
License Approved

NOTE: Nautic Medical Laboratory submitted a plan of corrective action that included Dr. Vincent supervising the lab two or three times a week; asking local supervisors to come work at least one day a week; interviewing people for the supervisor position; and extending an offer to an individual who declined the position. The situation was resolved when Nautic Lab employee, Dawn Wilson, passed the AMT MT Generalist national exam on Wednesday, April 24, 2019. This enabled her to upgrade her TN license to Supervisor-General on April 30, 2019.

Other Business/Discussion :

The next meeting will be July 19, 2019.

The beginning time is scheduled for 9 AM CDT in the Iris Conference Room, Ground Floor, Metro Center Complex 665 Mainstream Drive Nashville, TN.

Adjournment:

With no further business to discuss, the meeting adjourned at 12:38 pm CDT.

Motion to adjourn: Mr. Johnson
Second: Dr. Parham